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11 ESTATE OF JACOB APODACA  
12 and ROBERT APODACA JR.

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23 COUNTY OF MERCED, MERCED COUNTY  
24 SHERIFF'S OFFICE, VERNON WARNKE, SOTO,  
25 ANDREA SWEENEY, and ROMAN GRANADO

26 UNITED STATES DISTRICT COURT  
27 EASTERN DISTRICT OF CALIFORNIA  
28 FRESNO DIVISION

29 ESTATE OF JACOB APODACA and ROBERT  
30 APODACA JR.,

31 Plaintiffs,

32 vs.

33 COUNTY OF MERCED, MERCED COUNTY  
34 SHERIFF'S OFFICE, VERNON WARNKE,  
35 SOTO, ANDREA SWEENEY, ROMAN  
36 GRANADO, and DOE 1 to 20,

37 Defendants.

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51 ESTATE OF JACOB APODACA  
52 and MARISEL PEREZ

53 Case No. 1:23-cv-00171-JLT-SAB

54 **STIPULATION FOR REFERRAL AND  
55 SETTLEMENT CONFERENCE;  
56 [PROPOSED] ORDER**

1 MARISEL PEREZ, individually, and successor  
2 in interest to the Deceased, Jacob Apodaca,

3 Plaintiff,

4 vs.

5 COUNTY OF MERCED, MERCED COUNTY  
6 SHERIFF'S OFFICE, VERNON WARNKE,  
7 SOTO, ANDREA SWEENEY, ROMAN  
GRANADO, and DOE 1-20,

8 Defendants.

9 **STIPULATION**

10 Pursuant to Local Rule 270, the parties—Plaintiffs Estate of Jacob Apodaca and Robert Apodaca  
11 Jr.; Plaintiffs Estate of Jacob Apodaca and Marisel Perez; and Defendants County of Merced, Merced  
12 County Sheriff's Office, Vernon Warnke, Soto, Andrea Sweeney, and Roman Granado—submit the  
13 following Joint Stipulation for Referral and Settlement Conference.

14 WHEREAS, the parties jointly agree to participate in a settlement conference before  
15 Magistrate Judge Kendall J. Newman;

16 WHEREFORE, the parties have contacted and confirmed the availability of their principals and  
17 Magistrate Judge Kendall J. Newman to conduct a settlement conference in this matter on November 6,  
18 2023; and

19 Now, THEREFORE, the parties STIPULATE:

20 1. that this matter shall be REFERRED to Magistrate Judge Kendall J. Newman for purposes  
21 of scheduling and conducting a settlement conference; and  
22 2. that a settlement conference shall be SCHEDULED to occur in this matter before  
23 Magistrate Judge Kendall J. Newman on November 6, 2023.

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1 IT IS SO STIPULATED.

2 Dated: August 23, 2023

Respectfully Submitted,  
3 LAW OFFICE OF MARK E. MERIN

4 */s/ Mark E. Merin*

5 By: \_\_\_\_\_

6 Mark E. Merin  
Paul H. Masuhara

7 Attorneys for Plaintiffs  
ESTATE OF JACOB APODACA  
8 and ROBERT APODACA JR.

9 Dated: August 30, 2023

Respectfully Submitted,

10 */s/ Kaveh Navab*  
11 (as authorized on August 30, 2023)

12 By: \_\_\_\_\_

13 Kaveh Navab  
Karen N. Jacobs

14 Attorneys for Plaintiffs  
ESTATE OF JACOB APODACA  
15 and MARISEL PEREZ

16 Dated: August 30, 2023

Respectfully Submitted,  
17 Merced County Counsel

18 */s/ Jenna M. Anderson*  
19 (as authorized on August 30, 2023)

20 By: \_\_\_\_\_

21 Jenna M. Anderson  
Mark T. Laluan

22 Attorneys for Defendants  
23 COUNTY OF MERCED, MERCED COUNTY  
24 SHERIFF'S OFFICE, VERNON WARNKE, SOTO,  
25 ANDREA SWEENEY, and ROMAN GRANADO

## [PROPOSED] ORDER

GOOD CAUSE APPEARING, the parties' stipulation is GRANTED.

1. This matter is REFERRED to Magistrate Judge Kendall J. Newman for purposes of scheduling and conducting a settlement conference.
2. A settlement conference is SCHEDULED to occur in this matter before Magistrate Judge Kendall J. Newman on November 6, 2023.

IT IS SO ORDERED.

Dated: August 31, 2023

Jennifer L. Thurston  
UNITED STATES DISTRICT JUDGE